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2 Attorney General of the State of California  
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16 Attorneys for Respondent

17 IN THE UNITED STATES DISTRICT COURT  
18 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
19 SAN FRANCISCO DIVISION

20 **CARLOS CHICO,**

21 Petitioner,

22 v.

23 **ROSEANNE CAMPBELL, Warden,**

24 Respondent.

25 C 05-01282 MJJ

**APPLICATION FOR  
EXTENSION OF TIME TO  
FILE RESPONSE**

26 Respondent hereby requests a 60-day extension of time until September 13, 2007, pursuant  
27 to Civil L.R. 7-8 and 7-11, within which to file a response to the petition for writ of habeas corpus  
28 and provide the relevant state record, as required by this Court's Order to Show Cause filed May 16,  
2007. The application is based on the file in this case and the attached declaration of Nanette  
Winaker. Petitioner's counsel, Benjamin Ramos, has been contacted regarding respondent's request  
for an extension of time and has no objection.

26 Wherefore, respondent respectfully requests that the time within which respondent must  
27 comply with this Court's Order to Show Cause be extended to and including September 13, 2007.

28 //

1 Dated: July 10, 2007

2 Respectfully submitted,

3 EDMUND G. BROWN JR.  
Attorney General of the State of California

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9 /s/ Nanette Winaker  
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11 NANETTE WINAKER  
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13 Attorneys for Respondent  
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23 **ROSEANNE CAMPBELL, Warden,**

24 Respondent.

25 C 05-01282 MJJ

**DECLARATION OF  
NANETTE WINAKER IN  
SUPPORT OF APPLICATION  
FOR EXTENSION OF TIME  
TO FILE RESPONSE**

26 I, NANETTE WINAKER, declare under penalty of perjury:

27 I am a Deputy Attorney General for the State of California and am responsible for the  
28 preparation and filing of a response to this Court's Order to Show Cause in this habeas proceeding.

This Court's Order to Show Cause was filed May 16, 2007, and ordered respondent to file  
an answer within 60 days or by July 15, 2007. I am unable to prepare and file a response by July 15,  
2007, for the reasons set forth below.

In the past 60 days, I have filed respondent's briefs in the California Courts of Appeal in  
*People v. Williams* (A114491), and *People v. Armstrong* (H029397). I have also filed an answer in  
*In re Hernandez* (H031247), and in *Carrasco v. Evans* (C 06-7849 SBA (PR)).

1 I am currently preparing respondent's briefs in *People v. Ray* (A11688) and *People v.*  
2 *Mazza* (A115237). I must also prepare and file respondent's briefs and answers in several previously  
3 assigned cases. *See e.g., People v. Givens* (A115487), *Saldana v. Scribner* (C 06-02126 JW (PR)),  
4 and will be out of the office on prepaid vacations between July 17, 2007, and July 24, 2007, and  
5 August 20, 2007, and August 24, 2007.

6 Accordingly, I request that the Court grant respondent an extension of sixty days, to and  
7 including September 13, 2007, in which to file the response.

8 Dated: July 10, 2007

9 Respectfully submitted,

10 EDMUND G. BROWN JR.  
Attorney General of the State of California

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16 /s/ Nanette Winaker

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IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

CARLOS CHICO.

Petitioner,

C 05-01282 MJJ

## [PROPOSED] ORDER

V.

## **ROSEANNE CAMPBELL, Warden,**

**Respondent.**

**IT IS HEREBY ORDERED** that the time within which respondent is to answer the Order to Show Cause of May 16, 2007, and provide the relevant state court record, will be extended to September 13, 2007. Petitioner's traverse, if any, shall be filed and served within 30 days of service of an answer.

Dated:

The Honorable Martin J. Jenkins  
United States District Judge